

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
COLUMBIA DIVISION

DYLAN J. TREVINO, A MINOR, SUING)	
BY HIS NEXT FRIEND AND)	
GUARDIAN, DIANA TREVINO, and)	
DIANA TREVINO, INDIVIDUALLY,)	
)	
Plaintiffs,)	
v.)	No.: 1:10-cv-0115
)	JURY DEMAND
BLITZ U.S.A., INC., LAM 2011)	
HOLDINGS, LLC, f/k/a BLITZ)	JUDGE HAYNES
HOLDINGS, LLC; KINDERHOOK)	
CAPITAL FUND II, L.P.; BLITZ)	
ACQUISITION HOLDINGS, INC.;)	
BLITZ ACQUISITION, LLC; and BLITZ)	
RE HOLDINGS, LLC.)	
)	
Defendants.)	

NOTICE OF PARTIES REGARDING COURT ORDERED CONFERENCE TO
DISCUSS THE POTENTIAL OF SETTLEMENT

Previously, the Court directed the parties to schedule a face-to-face conference to discuss the possibility of an early resolution of this case. That conference was held. Participating for the Plaintiffs were Diana Trevino and Daniel Clayton, her counsel. Attending for the Defendant were James King, general counsel of Defendant Blitz USA, Inc., and John R. Tarpley, as its counsel. Each of the parties discussed their settlement positions. At the end of the conference, each of the parties concluded that the matter could not be resolved at this time. Specifically, the parties concluded that they would benefit from further discovery in this case. Likewise, the parties will continue to evaluate the case as it progress for settlement possibilities.

Respectfully submitted,

LEWIS, KING, KRIEG & WALDROP, P.C.

By: /s/ John R. Tarpley
John R. Tarpley, BPR # 9661
David A. Changas, BPR # 20679
424 Church Street, Suite 2500
P.O. Box 198615
Nashville, TN 37219
(615) 259-1366

Attorneys for Defendant Blitz USA, Inc.

ANDERSON LAW FIRM

By: /s/ Hank Anderson
Hank Anderson, Esq.
4245 Kemp Blvd., Suite 810
Wichita Falls, TX 76308

KINNARD, CLAYTON & BEVERIDGE

By: /s/ Daniel L. Clayton
Daniel L. Clayton, BPR # 12600
Randall L. Kinnard, BPR # 4714
127 Woodmont Boulevard
Nashville, TN 37201

Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on this the 3rd day of November, 2011, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

Wallace W. Dietz, Esq
Wendy M. Warren, Esq.
Bass, Berry & Sims, PLC
150 Third Avenue South, Suite 2800
Nashville, TN 37201

Pamila Gudkov, Esq.
Timothy P. Harkness, Esq.
Freshfields Bruckhaus Deringer US, LLP
601 Lexington Ave.
New York, NY 10022

Hank Anderson, Esq.
Anderson Law Firm
4245 Kemp Blvd.
Suite 810, Wichita Falls, TX 76308

Daniel L. Clayton, Esq.
Randall L. Kinnard, Esq.
Kinnard, Clayton & Beveridge
127 Woodmont Boulevard
Nashville, TN 37201

/s/ John R. Tarpley